

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Randall L. Simpson et al.

Application No.: 09/481,043

Group No.: 1793

Filed: January 11, 2000

Examiner: Felton, Aileen

For: PROCESS FOR PREPARING ENERGETIC MATERIALS (AS AMENDED)

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. § 41.31)**

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed June 3, 2008, for a second time rejecting claims 1, 26-38, 40, 41 and 45.

1. STATUS OF APPLICANT

This application is on behalf of a small entity. A statement was already filed on January 11, 2000.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 41.20(b)(1), the fee for the Notice of Appeal is:

Small entity	\$255.00
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Notice of Appeal fee due	\$255.00
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3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee	\$255.00
TOTAL FEE DUE	\$255.00

5. FEE PAYMENT

Authorization is hereby made to charge the amount of \$255.00 to Deposit Account No. 50-1351 (Order No. LLNLP001).

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

6. FEE DEFICIENCY

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 50-1351 (Order No. LLNLP001).

Date: September 2, 2008

/Dominic M. Kotab/

Signature of Practitioner

Dominic M. Kotab

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